





SUBJECT TRACT



PENDING CASE



**ZONING BOUNDARY** 



CASE#: C15-2015-0150 1502 KINNEY AVENUE

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.





ASE# <u>U5-2015-015</u>	
ROW#	7
TAX#	

# CITY OF AUSTIN APPLICATION TO BOARD OF ADJUSTMENT GENERAL VARIANCE/PARKING VARIANCE

WARNING: Filing of this appeal stops all affected construction activity.

PLEASE: APPLICATION MUST BE TYPED WITH ALL REQUESTED INFORMATION COMPLETED.
STREET ADDRESS: 1502 Kinney Avenue, Austin, TX 78704
LEGAL DESCRIPTION: Subdivision – <u>Barton Heights A</u>
Lot(s) 5 Block 3 Outlot Division
I/We Tracy Perkins on behalf of myself/ourselves as authorized agent for
Myself affirm that on September 8, 2015, hereby apply for a hearing before the Board of
Adjustment for consideration to:
(check appropriate items below and state what portion of the Land Development Code you are seeking a variance from)
ERECT ATTACH COMPLETE _x_ REMODEL MAINTAIN
25-2-774 Two Family Residential Use
Add second sink to existing structure with one sink.
Variances Requesting:  A) For a two-family residential use the minimum lot area is 7000 square feet (SF).  B) Rear and side set back
in a <u>SF3</u> district. (zoning district)
NOTE: The Board must determine the existence of, sufficiency of and weight of evidence

NOTE: The Board must determine the existence of, sufficiency of and weight of evidence supporting the findings described below. Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application being rejected as incomplete. Please attach any additional support documents.

# VARIANCE FINDINGS: I contend that my entitlement to the requested variance is based on the following findings:



#### **REASONABLE USE:**

- 1. The zoning regulations applicable to the property do not allow for a reasonable use because:
  - A) Regarding the 7000SF min. lot size for a second dwelling, the lot in question is within 325.69SF of compliance. This condition cannot be changed.
  - B) Special exception was previously granted for structure in this location within the side and rear setback since 1980. Therefore, it is reasonable that the existing plumbing and electric can now be expanded within the building to permit a second dwelling unit in the existing structure and its current location.

#### **HARDSHIP:**

- 2. (a) The hardship for which the variance is requested is unique to the property in that:
  - A) There are many other lots that are 7000SF within my block.
  - B) Not all lots in this area have a second structure in this same configuration.
  - (b) The hardship is not general to the area in which the property is located because:
  - A) Many lots right behind me are 7000SF and I am only 325.69 short.
  - B) This structure already has electricity and plumbing, which are just being expanded within the building to allow a second dwelling unit. No change to its location and a new structure is not being requested.

#### **AREA CHARACTER:**

- 3. The variance will not alter the character of the area adjacent to the property, will not impair the use of adjacent conforming property, and will not impair the purpose of the regulations of the zoning district in which the property is located because:
  - A) The building was with existing water and electricity connections. No external changes planned.
  - B) Structure in its current configuration since 1980.

**PARKING:** (Additional criteria for parking variances only.)

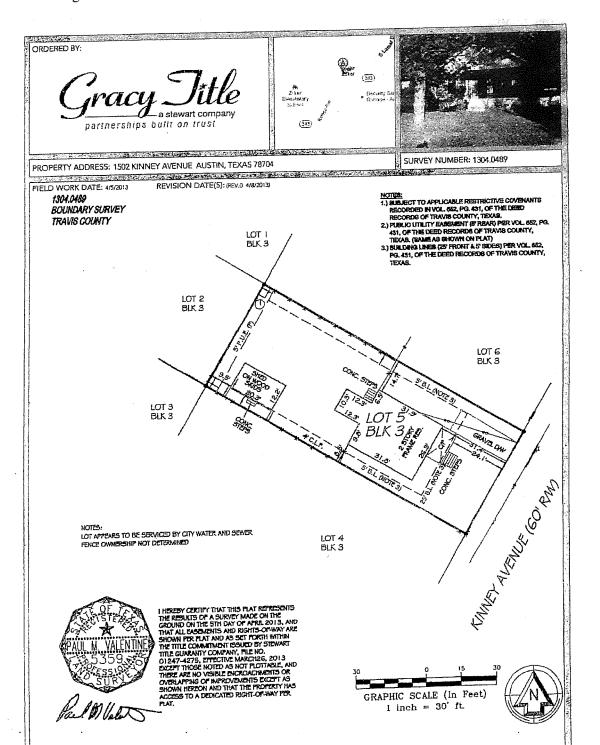
Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional circumstances also apply:

ı.	Neither present nor anticipated future traffic volumes generated by the use of the site
	or the uses of sites in the vicinity reasonable require strict or literal interpretation and
	enforcement of the specific regulation because:

2.	The granting of this variance will not result in the parking or loading of vehicles on public streets in such a manner as to interfere with the free flow of traffic of the streets because:
3.	The granting of this variance will not create a safety hazard or any other condition inconsistent with the objectives of this Ordinance because:
<u> </u>	The variance will run with the use or uses to which it pertains and shall not run with the site because:
N	OTE: The Board cannot grant a variance that would provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated.
AP apj	PLICANT CERTIFICATE – I affirm that my statements contained in the complete plication are true and correct to the best of my knowledge and belief.
Sig	ned Mail Address 1502 Kinney Avenue
Cit	y, State & Zip <u>Austin, TX 78704</u>
Pri	nted Phone <u>512-736-8797</u> Date <u>09/08/2015</u>
OV are	<b>WNERS CERTIFICATE</b> – I affirm that my statements contained in the complete application true and correct to the best of my knowledge and belief.
Sig	ned Mail Address
Cit	y, State & Zip
Pri	ntedDate

#### Site Plan

#### 1. Existing Site Plan





Use of This Survey for Purposes other than intended, Without Written Verification, will be at the User's Sole Risk and Vitinous Liability to the Surveyor.

Notifying hereon shall be Construed to Give ANY flights or Benefits to Anyone Other than those Constitued.

# 2. Surrounding Neighbors Site Plan





# 3. Neighboring Lot Size and Uses = 1502 Kinney Avenue ★ = Each lot approves BOA and received signature ▲ = 7,000 Square Foot Lot = 2FamDwelling/FourPlex/Apartments/Condos Margaret St Oether St OwerAve Margaret St The High Samar Square Dr Map data @2015 Google

#### **\$\rightarrow\$1307 Kinney Ave**

# Type Description Acres Sqft Eff Front Eff Depth Market Value Prod. Value 1 LAND Land 0.0400 1744.07 0.00 0.00 \$78,483										
# Type Description Acres Sqft Eff Front Eff Depth Market Value Prod. Value		1	LAND	land	0.0400	1744.07	0.00	0.00	<b>\$</b> 78.483	
	ľ	#	Туре	Description	on Acres	Sqft	Eff From	nt Eff Depth	Market Value Prod. Value	3

→ Improvement / Building

Improvement #1: CONDO (STACKED) State Code: A4 Living Area: 867.0 sqft Value: \$93,515

♦ ▲ 1501 Kinney Ave

#### → Land

#	Type	Descri	ption Acres	Sgft	Eff Fror	nt Eff Depth	Market Value Prod.	. Value
1	LAND	Land	0.9284	40442.00	0.00	0.00	\$1,011,050	\$0

#### ▼ Improvement / Building

Improvement #1: APARTMENT 26-49 State Code: B1 Living Area: 20428.0 sqft Value: \$827,470

#### ▲ 1504 Kinney Ave

#### → Land

# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod. Value	- Common State of Sta
1 LAND	Land	0.1622	7065.79	0.00	0.00	\$285,000 \$	D

#### **♠** 1507 Kinney Ave

#### **Land**

# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1 LAND	Land	2.0000	87120.00	0.00	0.00	<b>\$</b> 2,178,000	\$0

Improvement #1: APARTMENT 50-100 State Code: B1 Living Area: 37930.0 sqft Value: \$622,000

## **♦** 1601 Kinney Ave

#### **▼** Land

#	Туре		Acres				Market Value	Prod. Value
1	LAND	Land	0.2697	11747.02	0.00	0.00	\$285,000	\$0

Improvement #1: FOURPLEX State Code: B4 Living Area: 3300.0 sqft Value: \$224,229

#### 🔷 📤 1603 Kinney Ave

#### **→** Land

#	Туре	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	LAND	Land	0.2687	11704.51	0.00	0.00	<b>\$</b> 285,000	\$0

#### ▼ Improvement / Building

Improvement #1: FOURPLEX State Code: B4 Living Area: 3300.0 sqft Value: \$224,229



#### → Land

#	Туре	Descrip	tion Acres	Sqft	Eff Front	Eff Depth	Market Value Prod	. Value
1	LAND	Land	0.5026	21893.00	0.00	0.00	<b>\$</b> 293,750	\$0

#### ▼ Improvement / Building

No improvements exist for this property.

#### 1700 Kinney Ave

¥	Туре	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	LAND	Land	0.0749	3262.64	0.00	0.00	\$40,783	

Improvement #1: 2 FAM DWELLING State Code: A4 Living Area: 2241.0 sqft Value: \$309,056

#### **♦** 1702 Kinney Ave

#### → Land

# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod.	Value
1 LAND	Land	0.2363	10295.00	0.00	0.00	<b>\$</b> 285,000	\$0

#### ▼ Improvement / Building

Improvement #1: 2 FAM DWELLING State Code: B2 Living Area: 2250.0 sqft Value: \$168,717

# **♦** 1703 Kinney Ave

#### **▼** Land

# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1 LAND	Land	0.3109	13542.59	78.00	174.00	\$372,422	\$0

#### → Improvement / Building

Improvement #1: APARTMENT 5-25 State Code: B1 Living Area: 5520.0 sqft Value: \$151,978

# **♦ 1704** Kinney Ave

#### **▼** Land

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#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
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1	LAND	Land	0.2363	10295.00	0.00	0.00	<b>\$</b> 285,000	\$0

#### → Improvement / Building

Improvement #1: 2 FAM DWELLING State Code: B2 Living Area: 2875.0 sqft Value: \$202,428

#### 1707 Kinney Ave

Land	A.V.	2	Allen Warring Street	and the state of the state of	April		
# Тур	e Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod.	Value
1 LAN	international and a superior transfer and a superior of the su	Christian Delice month from the department on accompany contrast of	3615.48		0.00	\$119,311	

#### → Improvement / Building

Improvement #1: TOWNHOMES State Code: A4 Living Area: 1000.0 sqft Value: \$69,041

#### **1709 Kinney Ave**

# Type Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod. Value	
1 LAND Land	0.0830	3615.48	0.00	0.00	\$119,311	<b>\$</b> 0

#### **▼** Improvement / Building

Improvement #1: TOWNHOMES State Code: A4 Living Area: 1110.0 sqft Value: \$88,098

#### ▲ 1303 Oxford

#### → Land

and the state of t			45 C	CO COCOMISSO (CC-0) COCO (A 40 CO MARIA COCOMISSO CO		
# Type Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1 LAND Land	0.2292	9983.61	75.00	130.00	<b>\$3</b> 13,500	. 50

#### ▲ 1305 Oxford

#### 🕶 Land

#	Туре	Description	Acres	Sqft	Eff Front	Eff Depth	111011101 00100	Prod. Value
1	LAND	Land	0.2163	9421.66	0.00	0.00	\$313,500	\$0

#### ▲ 1500 Oxford

#### **→** Land

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# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value P	rod. Value
1 LAND	Lend	0.1618	7048.01	0.00	0.00	<b>\$</b> 285,000	\$0

#### ▲ 1502 Oxford

#### → Land

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# Type	Description	Acres	Saft	Eff Front	Eff Depth		Prod. Value
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1 LAND	Land	0.1612	7021.87	0.00	0.00	\$285,000	. \$0
1 POST	Lairu				a construent despetation and a construent and a	gar ya kana arawa ar	grapping and a second s

#### ▲ 1504 Oxford

# **→** Land

# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod. Value	
1 LAND	Larvd	0.1695	7381.59	0.00	0.00	\$285,000	<b>\$</b> D

#### ▲ 1506 Oxford

<b>→</b> Land						
# Type Descr		P. P.	FEE F4	TE D KL	Market Value Prod	
# Type Descr	iption Acres	Sqft	Eff Front	Eff Depth	market value   Frod	. vaiue
1 LAND Land	0.1638	7134.00	0.00	0.00	\$285,000	\$D

#### ▲ 1510 Oxford

MANAGEMENT AND ASSESSED.	CONTRACTOR OF THE PROPERTY OF THE	elando, como en los los escolores dilegraficiano de estrello. Como los libertos de la como de la co	harmoni seron se si in nashroni i di ili kaner	e e e e de la companie de la compan	and the property of the second	all processing and a supplied of the control of the	tent it date i ti mat grit myr afer an elegiterperiodette i mitte til time Vertamette agtic of mitte i mitte de	er teatrage contrated to the form of the following
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# -	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod.	Value
1 1	LAND	Land	0.1662	7241.47	0.00	0.00	\$285,000	\$0

#### **▲** 1517 Oxford

<b>→</b> Land							
# Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value Prod. Va	alue
1 LAND	Land	0.1864	8120.00	0.00	0.00	\$313,50D	\$0

門



of the Land Development Code. The variance would allow me the ability to add a second dwelling unit to an existing structure. \_, am applying for a variance from the Board of Adjustment regarding Section\_ I, Tracy Perkins

By signing this form, I understand that I am declaring my support for the variance being requested.

Signature	07070	E While	Mr. Mark	Man Tigh	Karie Hagin.	From Muri	
Address	1502 (Sam 1870)	1503 OLFORN 78704	1505 Oxforn 7870	1504 Kinney Huc	1500 Kiruy Ave	1709 Kinney AVE	903 Kinny Buc
Property Owner Name (Brinted)	Alice Milling	FRANCIS V. MaribeR	Christine Mucuster	Thomas Knefre	Lainie Frasier	Bornie Minea	Graydon Parrish

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By signing this form, I understand that I am declaring my support for the variance being requested.

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Signature	Milital	My w Mark	Ed Com		1 Hope	l in the	28MTX113			2	am	(C.S.	Kalent & Owne
Address	1007 KMMES/AVE.	1406 KINNEY ANT	1402 Kinwerdus	1207 FINNER AND	1164 KIMMEN MR #B	1108 Cinney Ave	1511 Oxford Are	1509 Oxford the	(507 OXFONDAVE	1401 Ox Bat Arc.	1300 Oxfard Ave	1300 Kinney Ave	1400 KINNIES PAE
Property Owner Name (Printed)	MKE TOTA	Mas Lowe	RICHARD SKAVAS	**************************************	MINI HAIL	Mark Apelscher	Minie Hymr	Carr len	KEN WANG	Plip Unermor	Allism Mothbarts	Cieyly Simms	Robert L CURRIE

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By signing this form, I understand that I am declaring my support for the variance being requested.

	1463 (Janner Are Harry March	1401 GHENER AVE CAND	Au Bri	y Ave soper	God Ave. Gars Halle	RO ANT THO THUS /
404 Kinney Ave 512 Linney Ave 1700 Oxford Ave 1400 Oxford Ave 1704 Collierst	Guner 24.	ALNER AVE	Am	y Ave	Ed Ave.	RO AUT
	40/1	1401 G	1305 Coin Am	1514 Vinney	0 1517 OXF	1508 OX 10 RP AVE
Property Owner Name  (Printed)  (ICO) & Frost  (Mico) & Hible  (Misty (ILC  (Misty	Steve Maram	KEITH LOWRY	Delan Betala	Brought Andrea Turnipseed	From Ingred-McNing	KRISTIN HTARCOTTE

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By signing this form, I understand that I am declaring my support for the variance being requested.

Property Owner Name (Printed)	Address	Signature Signature
beorge pietry	140 3UXFND	Just Sall
Tanja Adams	1306 Oxford	General Jam
M. m. Masamust	1301 Oxfork	
Tavid Gar	1701 DWER	
Brian O'Connell	1511 Garne	136026
JOE BALLATO	1303 KINNCULAR	CARA
William B. NAUE	1501 OXFORD AUE	WB.W.
Kathleen Murphu	1401 Kinnen Arc	Kath lem Murshy
Mary Cuers Final Lice	1509 Kinner Ave	
Dary Wally	1303 Oxford And	that wall
ROS HORWATH	1304 Oxfood Alle	Marsh Showshi
YMM	1402 Oxford Ar	Meller
KATHY WILLIAMS	1708 COLLIERST.	K.W.

By signing this form, I understand that I am declaring my support for the variance being requested.

							*			
Signature	morresoludo	X	MEZN.		MONS	Saulan	() of black			
Address	1505 Germer Ave,	1502 Ox Dad Are	1405 LINNEY BIR	1213 KINNEY	1507 Kinne Man	1307 OXFORD ANE	1304 Kings Ave			
Property Owner Name (Printed)	Margaret Reed-Lack	(navin Moreland	NONMOD STILSON	Havon Shaeidmen	(gordon P/ml)	SNAMFURSO	Cherry Schraad			



By signing this form, I understand that I am declaring my support for the variance being requested.

••)

Signature							
Address							
Property Owner Name (Printed)							



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CASD C15-2015-0150
ROW# 11424570
TAX# 0102091008

# CITY OF AUSTIN APPLICATION TO BOARD OF ADJUSTMENT GENERAL VARIANCE/PARKING VARIANCE

WARNING: Filing of this appeal stops all affected construction activity.

PLEASE: APPLICATION MUST BE TYPED WITH ALL REQUESTED INFORMATION COMPLETED.							
STREET ADDRESS: 1502 Kinney Avenue, Austin, TX 78704							
LEGAL DESCRIPTION: Subdivision - Barton Heights A							
Lot(s) 5 Block 3 Outlot Division							
I/We <u>Tracy Perkins</u> on behalf of myself/ourselves as authorized agent for							
Myself affirm that on September 8, 2015, hereby apply for a hearing before the Board of							
Adjustment for consideration to:							
(check appropriate items below and state what portion of the Land Development Code you are seeking a variance from)							
ERECT ATTACH COMPLETE _x REMODEL MAINTAIN 25-2-774 Two Family Residential Use							
Add second sink to existing structure with one sink.							
Variances Requesting:  A) For a two-family residential use the minimum lot area is 7000 square feet (SF).  B) May not have an entrance within 10 feet (FT) of a lot line.  C) Other than in a driveway parking is prohibited in the front yard.							
in a <u>SF3</u> district. (zoning district)							
NOTE: The Board must determine the existence of, sufficiency of and weight of evidence supporting the findings described below. Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application being rejected as incomplete. Please attach any additional support documents.							

# VARIANCE FINDINGS: I contend that my entitlement to the requested variance is based on the following findings:

#### **REASONABLE USE:**

- 1. The zoning regulations applicable to the property do not allow for a reasonable use because:
  - A) Regarding the 7000SF min. lot size for a second dwelling, the lot in question is within 325.69SF of compliance. This condition cannot be changed.
  - B) The door is existing in this configuration and has since the 1980's (See Existing Site Plan Page 4).
  - C) Because the access is very tight between the house and the property line and the front yard is the only area in my yard to be constructed or added (See Photo Page 7).

#### HARDSHIP:

- 2. (a) The hardship for which the variance is requested is unique to the property in that:
  - A) There are many other lots that are 7000SF within my block.
  - B) The floor Plan of the existing structure.
  - C) Narrowness of driveway, not enough space to safely drive in and out (backing up) without endangering the house and better to be shorter to prevent impacting impervious cover. (See Photo Page 8)
  - (b) The hardship is not general to the area in which the property is located because:
  - A) Many lots right behind me are 7000SF and I am only 325.69 short.
  - B) Other lots do not have an existing structure.
  - C) Other houses are situated where having parking in the rear is conducive. In my situation, it is better situated in the front yard without going over impervious coverage. (See Photo Page 9)

#### **AREA CHARACTER:**

- 3. The variance will not alter the character of the area adjacent to the property, will not impair the use of adjacent conforming property, and will not impair the purpose of the regulations of the zoning district in which the property is located because:
  - A) The building was with existing water and electricity connections. No external changes planned.
  - B) The door has been in use since 1980's. No external changes planned.
  - C) Given house configuration for parking it is best in this case and common in the area. (See Photo Page 10)

#### **PARKING:** (Additional criteria for parking variances only.)

Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional circumstances also apply:

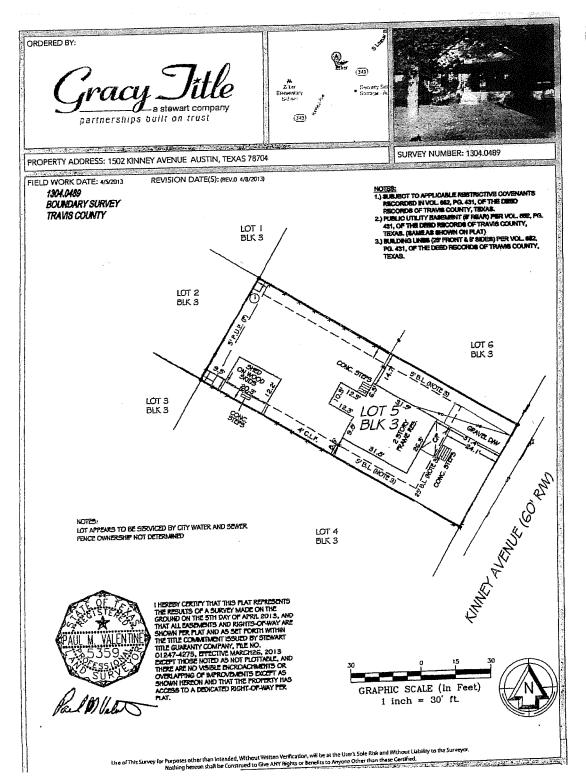
1. Neither present nor anticipated future traffic volumes generated by the use of the site or the uses of sites in the vicinity reasonable require strict or literal interpretation and enforcement of the specific regulation because:



2.	The granting of this variance will no public streets in such a manner as t streets because:		_	0	n
3.	The granting of this variance will no inconsistent with the objectives of the		_	•	n
				·	
4.	The variance will run with the use o the site because:	r use	es to which it pe	ertains and shall not run wi	ith
N	OTE: The Board cannot grant a varial privilege not enjoyed by others si				al
	PLICANT CERTIFICATE – I affirm lication are true and correct to the be		-	-	
Sigi	ned		Mail Address 15	502 Kinney Avenue	
City	, State & Zip <u>Austin, TX 78704</u>				
Prin	itedPho	one <u>5</u>	12-736-8797	Date <u>09/08/2015</u>	
	NERS CERTIFICATE – I affirm that true and correct to the best of my knowledge.			ned in the complete applicat	ion
Sign	ned		Mail Address		
City	, State & Zip				
Prin	tedPho	one _	,		

#### Site Plan

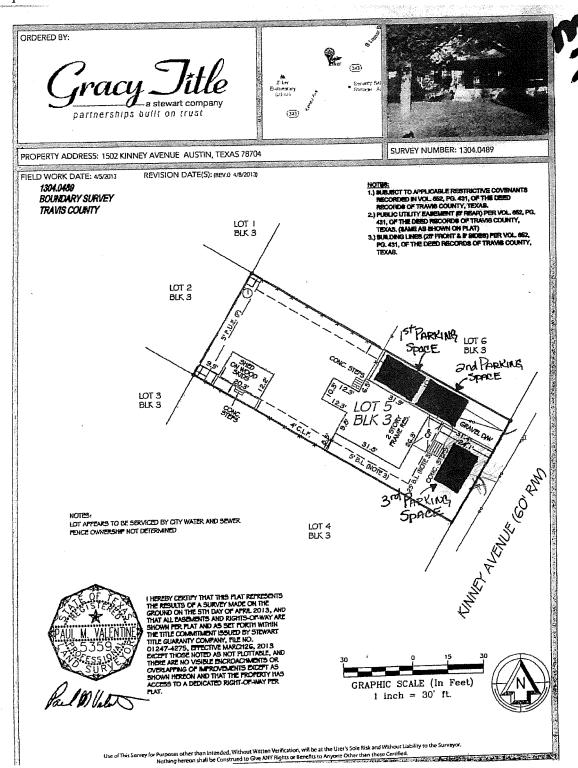
#### 1. Existing Site Plan





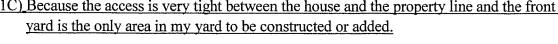
# 2. Surrounding Neighbors Site Plan



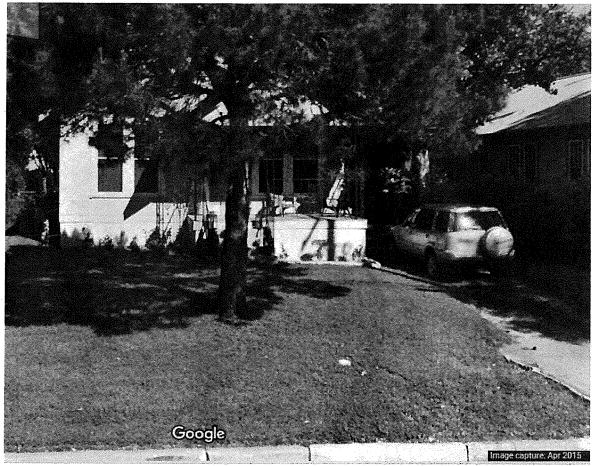


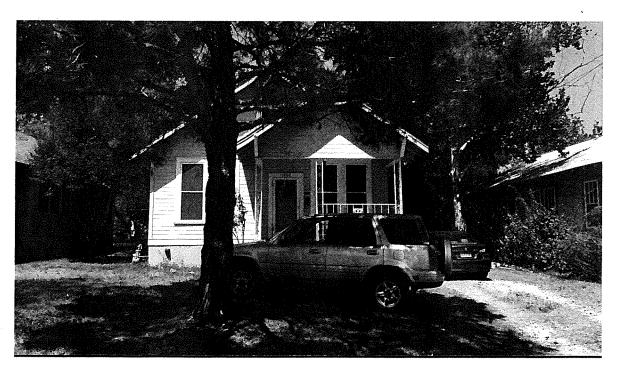
## REASONABLE USE: (Continued)

1C) Because the access is very tight between the house and the property line and the front



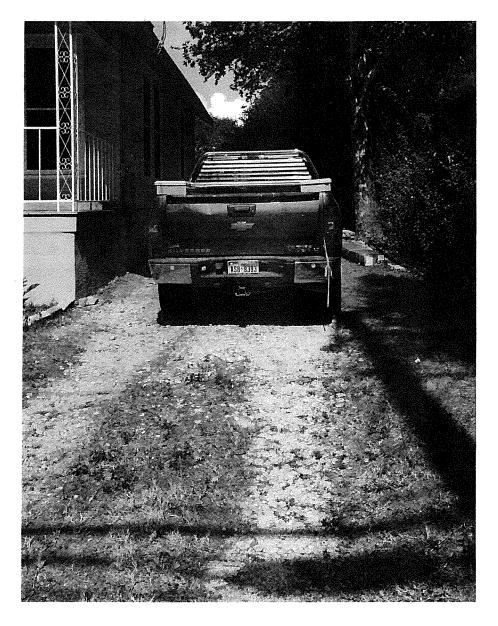


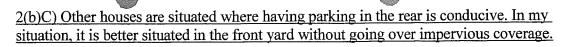


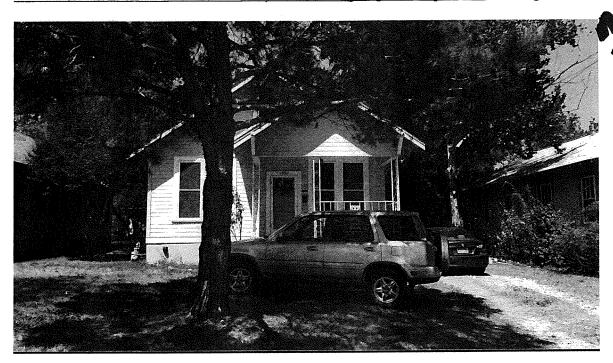


## **HARDSHIP: (Continued)**

2(a)C) Narrowness of driveway, not enough space to safely drive in and out (backing up) without endangering the house and better to be shorter to prevent impacting impervious cover.







#### **AREA CHARACTER: (Continued)**

3C) Given house configuration for parking it is best in this case and common in the area.

Stars = Residents who signed support of variances. Address = Residents who park in front yard.

